

Customer No. 24498  
Attorney Docket PU030124  
Final Office Action Date: November 5, 2008  
Advisory Action Date: February 9, 2009

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### Listing and Amendment of the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (currently amended) A method of compiling a playlist of digital audio data files using a digital audio data player, the method comprising the steps of:

enabling a user to select a set of digital audio data files for potential inclusion in the playlist via a user input device associated with the digital audio data player;

~~enabling the user to determine which of the selected digital audio data files will be included in the playlist by~~ sequentially playing an audio clip from each one of the selected digital audio data files and via an audio output device associated with the digital audio data player;

detecting whether a user input is received via the user input device while each one of the audio clips is being played; and

including identifying data for the digital audio data file associated with a currently playing audio clip in the playlist in response to detecting the user input while the currently playing audio clip is being played.

2. (original) The method of claim 1, wherein each audio clip is taken from a predetermined portion of its associated audio data file that is selectable by the user.

3. (original) The method of claim 1, wherein each audio clip is taken from a portion of its associated audio data file according to an audio clip parameter of an associated data tag of the audio data file.

4. (original) The method of claim 1, wherein each audio clip is taken from a portion of its associated audio data file depending on a genre characteristic of the audio data file.

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5. (original) The method of claim 1, wherein each audio clip is played for a predetermined duration selectable by the user.

6. (original) The method of claim 1, wherein each audio clip continues to be played until the user selects to add or not add the associated audio data file corresponding to the currently playing audio clip to the playlist.

7. (original) The method of claim 1, further comprising the step of allowing user selection of one of a plurality of playlists to which to include the identifying data.

8. (previously presented) A digital audio data player, comprising:  
a data storage device for storing a plurality of digitally encoded audio data files;  
a signal processing unit for receiving a selected collection of the stored digitally encoded audio data files for potential inclusion in a playlist, sequentially decoding an audio clip of each one of the stored digitally encoded audio data files of the selected collection, and sequentially playing the decoded audio clip of each one of the stored digitally encoded audio data files to allow a user to determine which of the stored digitally encoded audio data files will be included in the playlist;

a user input device for accepting user input;

a controller, coupled to the data storage device, the signal processing unit, and the user input device, for controlling the operation of the data storage device and the signal processing unit in response to user input; and

wherein the controller allows inclusion of identifying data for the stored digitally encoded audio data file associated with a currently playing audio clip in the playlist in response to user input while the currently playing audio clip is being played.

9. (original) The digital audio data player of claim 8, wherein the controller allows inclusion of identifying data to a user selectable playlist of digitally encoded audio data files of a plurality of playlists of digitally encoded audio data files.

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